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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FOUR

THE PEOPLE,

Plaintiff and Respondent,

v.

LUIS MARIO GUERRERO,

Defendant and Appellant.

B207952

(Los Angeles County  
Super. Ct. No. BA333118)

APPEAL from an order of the Superior Court of Los Angeles County,  
Henry Barela, Judge. Affirmed.

David L. Polsky, under appointment by the Court of Appeal, for Defendant  
and Appellant.

No appearance for Plaintiff and Respondent.

Luis Mario Guerrero appeals from an order revoking then reinstating probation under Proposition 36, the Substance Abuse and Crime Prevention Act of 2000 (Pen. Code, §§ 1210, 1210.1), following his admission that he was in violation of probation. Previously he pled no contest to possession of a controlled substance, methamphetamine, in violation of Health and Safety Code section 11377, subdivision (a). Imposition of sentence was suspended and he was placed on three years formal probation under the terms of Proposition 36.

After review of the record, appellant's court-appointed counsel filed an opening brief requesting this court to independently review the record pursuant to the holding of *People v. Wende* (1979) 25 Cal.3d 436, 441.

On September 9, 2008, we advised appellant that he had 30 days within which to personally submit any contentions or issues which he wished us to consider. No response has been received to date.

We have examined the entire record and are satisfied that no arguable issues exist, and that appellant has, by virtue of counsel's compliance with the *Wende* procedure and our review of the record, received adequate and effective appellate review of the order entered against him in this case. (*Smith v. Robbins* (2000) 528 U.S. 259, 278; *People v. Kelly* (2006) 40 Cal.4th 106, 112-113.)

#### DISPOSITION

The order is affirmed.

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WILLHITE, Acting P. J.

We concur:

MANELLA, J.

SUZUKAWA, J.